

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
01SH-109195

In Re Application Of: Mike Jadon et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/824,852	April 14, 2004	Not yet assigned	30764	2133	6873

Invention: NON-VOLATILE MEMORY WITH NETWORK FAIL-OVER

**TO THE COMMISSIONER FOR PATENTS:**

Mail Stop Missing Parts



The fee of \$65.00 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-1853
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-1853
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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Signature

Dated: August 27, 2004

Brian D. Martin, Esquire  
Registration No. 47,771  
Sheppard, Mullin, Richter & Hampton LLP  
333 South Hope Street, 48th Floor  
Los Angeles, California 90071  
(213) 620-1780

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on (Date)

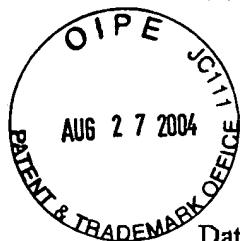
*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC:



48th Floor | 333 South Hope Street | Los Angeles, CA 90071-1448  
213-620-1780 office | 213-620-1398 fax | [www.sheppardmullin.com](http://www.sheppardmullin.com)



### FACSIMILE COVER SHEET

**\*\* THIS FACSIMILE TRANSMISSION WILL NOT BE MAILED \*\***

Date: August 27, 2004

File Number: 01SH-109195

Total number of pages:  
(including 1-page cover sheet)

17

If all pages are not received, please call  
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<u>TO:</u>	<u>Facsimile No.</u>	<u>Telephone No.</u>
U.S. Patent and Trademark Office	(703) 746-4060	

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From:	Brian D. Martin, Esquire	Direct Dial:	213-617-5415
Re:	Transmittal of Response to Notice to File Missing Parts		

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**MESSAGE:** Please see attached.

#### Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted  
to the United States Patent and Trademark Office on August 27, 2004.

  
\_\_\_\_\_  
Brian D. Martin, Esquire

#### Response to Notice to File Missing Parts of Application

#### Return Copy of Notice to File Missing Parts

#### Declaration

#### Assignment w/Recordation Form Cover Sheet

Applicants: Mike Jadon et al.

Title: NON-VOLATILE MEMORY WITH NETWORK FAIL-OVER

Serial No: 10/824,852 Filed: April 14, 2004

Examiner: Not yet assigned Group Art Unit: 2133

Fee: \$65.00 & \$40.00 authorized to be charged to Deposit Acct.

Our Docket No.: 01SH-109195 Date Faxed: 08/27/04

Client: Micro Memory Date Due: 08/28/04

Atty/Sec.: Martin/Kemp

**NOTE: THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.**

W02-LA:1BDM170746168.1

PAGE 1/17 \* RCVD AT 8/27/2004 11:58:20 AM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-2/2 \* DNIS:7464060 \* CSID:213 620 1398 \* DURATION (mm:ss):04:44

<b>Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Small Entity)</b>	Docket No.  01SH-109195
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In Re Application Of: Mike Jadon et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/824,852	April 14, 2004	Not yet assigned	30764	2133	6873

Invention: NON-VOLATILE MEMORY WITH NETWORK FAIL-OVER

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COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
June 28, 2004  
*Date*

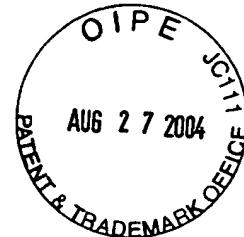
Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- \_\_\_\_\_ verified small entity declaration(s)
  - is/are attached.
  - was/were filed on \_\_\_\_\_
- A separate request for refund.
- Other (list):

Assignment



<b>Response To Notice To File Missing Parts Of Application</b> <b>Filing Date Granted (PTO-1533)(Small Entity)</b>					Docket No. 01SH-109195
<p>In Re Application Of: Mike Jadon et al.</p>					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/824,852	April 14, 2004	Not yet assigned	30764	2133	6873
<p>Invention: NON-VOLATILE MEMORY WITH NETWORK FAIL-OVER</p>					
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>					
<p><input checked="" type="checkbox"/> Completion of application fees as calculated below:</p> <p><input type="checkbox"/> Utility application filing fee _____</p> <p><input type="checkbox"/> Design application filing fee _____</p> <p><input type="checkbox"/> Total number of independent claims = _____</p> <p><input type="checkbox"/> Total number of claims = _____</p> <p><input type="checkbox"/> Multiple dependent claims _____</p> <p><input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00</p> <p><input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor _____</p> <p><input type="checkbox"/> Fee for processing an application filed with a non-English language specification _____</p> <p><input type="checkbox"/> Fee for processing and retention of application _____</p> <p>Total completion of application fees \$65.00</p>					
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.</p> <p><input type="checkbox"/> One month      <input type="checkbox"/> Two months      <input type="checkbox"/> Three months      <input type="checkbox"/> Four months      <input type="checkbox"/> Five months</p> <p>from: _____ <i>Date</i> until: _____ <i>Date</i></p> <p>Total time extension fees _____</p> <p>Total fees due _____ \$65.00</p>					

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/824,852	04/14/2004	Mike Jadon	01SH-109195

30764  
SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
333 SOUTH HOPE STREET  
48TH FLOOR  
LOS ANGELES, CA 90071-1448

**CONFIRMATION NO. 6873**  
**FORMALITIES LETTER**  
**\*OC000000013083924\***  
**\*OC000000013083924\***

Date Mailed: 06/28/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

08/31/2004 NROCHA1 00000011 191853 10824852 FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DA *Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

(2a)

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE